

UNITED STATES DISTRICT COURT  
FOR DISTRICT OF MASSACHUSETTS

C.A. NO. 05-11428 WGY

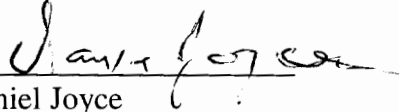

**DANIEL JOYCE,** )  
Individually and on behalf of a class of )  
others similarly situated, )  
Plaintiff, )  
v. )  
**JOHN HANCOCK FINANCIAL** )  
**SERVICES, INC. and** )  
**JOAN M. DICICCO,** )  
Defendants. )

FILED  
in Open Court  
USDC, Mass.  
Date 12/19/05  
By ej  
Deputy Clerk

**PLAINTIFF'S LOCAL RULE 16.1 (D) (3) CERTIFICATION**

The Plaintiff, Daniel Joyce, individually and on behalf of a class of others similarly situated, and his attorneys, Timothy M. Corcoran and Seth J. Robbins, pursuant to Local Rule 16.1 (D) (3), hereby certify that they have conferred:

- (a) with a view for establishing a budget for the costs of conducting the full course – and various alternative courses – of the litigation; and
- (b) to consider the resolution of the litigation through the use of alternative dispute resolution programs such as those outlined in Local Rule 16.4.

  
Daniel Joyce  
  
Seth J. Robbins

Date: December 8, 2005